



22651 U.S. PTO  
031104

ATTORNEY DOCKET NO.: SUN04-03(040699)

22581 U.S. PTO  
10/797989  
031104



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John Kent Peacock  
Serial No.: Unassigned  
For: METHODS AND APPARATUS SUPPORTING ADAPTIVE BANDWIDTH  
MANAGEMENT  
Filing Date: March 11, 2004  
Examiner: Unassigned  
Art Unit: Unassigned

### UTILITY PATENT APPLICATION TRANSMITTAL

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#### Certificate of Express Mailing Under 37 C.F.R. 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: **MAIL STOP PATENT APPLICATION**, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on:

Date: March 11, 2004 By: Tammy L. Rosado  
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**MAIL STOP PATENT APPLICATION**  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is a patent application entitled:

**METHODS AND APPARATUS SUPPORTING ADAPTIVE BANDWIDTH  
MANAGEMENT**

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## Named Inventor(s) / Inventor Address(es) / Inventor Citizenship(s):

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Citizenship: United States of America

Enclosed is/are:

- [x] Transmittal Letter including fee calculations (this form, 3 pages, in duplicate), Total Pages: 6;
- [x] REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i); Total Pages: 1;
- [x] Utility Patent Application Specification; 35 Claims (5 Independent, 30 dependent), Abstract of the Disclosure, Total Pages: 37;
- [x] Drawings: [x] Formal, [ ] Informal (Figs: 1,2,3,4,5,6), Total Sheets: 6;
- [x] Newly Executed Oath/Declaration/Power Of Attorney, Total Pages: 3;
- [x] Assignment Papers (Assignment Recordation Cover Sheet 1 page, Copy of Assignment Document 2 pages), Total Pages: 3;
- [x] Return Receipt Pre-paid Postcard (in duplicate), Total Postcards: 2;
- [x] Check in the amount of: \$ 1,252.00, with fee amounts calculated as follows:

CLAIMS	Number Filed	Number Extra	Rate	Calculations
Total Claims	35-20 =	15	15x \$18	\$270.00
Independent Claims	5-3 =	2	2x \$86	\$172.00
Multiple Independent Claims		+ 260 =		\$0.00
BASIC FILING FEE =				\$770.00
Total of Above Calculations =				\$1,212.00
Assignment Recordation Fee =				\$40.00
TOTAL FEE FOR THIS PATENT APPLICATION =				\$1,252.00

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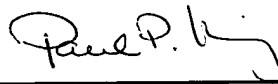
Please direct all telephone calls and address all correspondence to:

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If the enclosed fee is insufficient or if there is an overpayment of the enclosed fees, the balance and/or credit may be charged and/or credited to the account of the undersigned, Deposit Account No. 50-0901.

If the enclosed papers or fees are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned collect at (508) 366-9600, in Westborough, Massachusetts.

Respectfully submitted,

By:   
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Attorney Docket No.: SUN04-03(040699)

Dated: March 11, 2004

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<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	John Kent Peacock
	Title	METHODS AND APPARATUS SUPPORTING ADAPTIVE BANDWIDTH MANAGEMENT
	Atty. Docket Number	SUN04-03(040699)

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

March 11, 2004  
Date

Signature

Paul P. Kriz, Esq.  
Type or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 35 U.S.C. 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington DC 20231.